

AMENDMENT and RESPONSE

In response to the Office Action dated April 15, 2004, kindly amend the application as follows:

IN THE CLAIMS:

Kindly amend the claims as shown in the listing of claims above.

REMARKS

Applicant thanks the Examiner for the courteous first Action on the merits.

Claim Objection

Claims 5, 15 and 16 are objected to under 37 C.F.R. §1.75(c) as being of improper dependent form for failing to further limit the subject matter of a previous claim.

Claim 1 has been amended to not permit an interpretation that the window or door is positively claimed. Claim 5 has been reworded to recite a spring biasing structure. Claim 5 is proper in form for a dependent claim from claim 1. Claim 10 has been amended to not permit an interpretation that the window or door is positively claimed. Claims 15 and 16 (as amended) are in proper dependent form from claim 10. Claim 17 has been amended to read like claim 16 as amended.

These amendments do not further limit the scope of the respective original claims.

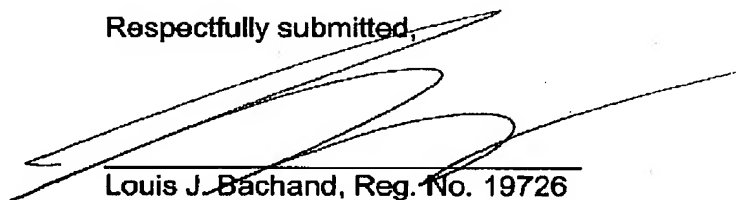
Double Patenting

Claims 1-20 are rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over Claims 1-4 of U.S. Patent No. 6,637,784 (Hauber). A timely filed Terminal Disclaimer in compliance with 37 C.F.R. §1.321(c) is filed herewith to overcome the Examiner's provisional rejection of double patenting.

Conclusion

Reconsideration and allowance of Claims 1-20 are requested.

Respectfully submitted,



Louis J. Bachand, Reg. No. 19726
Attorney for Applicant
P.O. Box 1508
La Canada, CA 91012-5508
(818) 952-3414 Telephone No.
(818) 952-3420 Fax No.

Customer No. 20,986

Received in the Patent and Trademark Office:

- 1) Amendment and Response to Office Action dated April 15, 2004
- 2) Terminal Disclaimer to Obviate Over
- 3) Authorization to Charge Deposit Account No. 02-0179
- 4) Certificate of Facsimile Transmission

Inventor: Peter Hauber
Title: One-touch-Actuated Multipoint Latch System for Doors and Windows
Serial No.: 10/689,960
Filing Date: October 20, 2003
Art Unit: 3677
Examiner: Gary Wayne Estremsky
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